

GOVERNMENT OF TELANGANA
ABSTRACT

Scheduled Castes Development Department –Land Acquisition for House Sites - Medak District- Atmakur (V) Sadashivapet (M) - Acquisition of Land to an extent of Ac 4.20 gts. in Survey No.134 and Ac.6.00 gts in Sy.No.616/1,2 for providing house sites to the weaker sections – Sanction of Rs.12,21,322/- towards decretal charges in A.S.Nos 4474/2004 & 44/2007 in O.P.No.85/1996 – Orders - Issued.

SCHEDULED CASTES DEVELOPMENT (BUD.LA) DEPARTMENT

G.O.Rt.No. 433

Dated: 05.11.2015.

Read the following:

1. From the Dist Collector, Medak, Lr.No.LA1/4601/2005, Dated: 11.5.2015.
2. From the Director, Scheduled Castes Development Department, Telangana, Hyderabad, Lr.No.E/2796/2014, dated: 15.05.2015.
3. From the CCLA & Spl.C.S to Govt., Telangana, Hyd, Lr.No.LAI/321/2015, dated: 17.06.2015.

ORDER:

In the ref.3rd read above the CCLA & Spl.CS, Telangana State, Hyderabad has informed that the Director, SCDD / District Collector, Medak has forwarded the proposal for sanction decretal charges in E.P.No.16/2012 & 10/2012 in O.P.No.85/96 for an amount of Rs.12,21,322/- for the lands acquired in Sadashivapet Mandal, Atmakur Village of Medak District.

2. The District Collector, Medak has submitted that the RDO/L.A.O, Sangareddy has acquired the land for providing house sites to the weaker sections to an extent of Ac.4-20 Gts in Sy.No.134 and Ac.6-00 gts in Sy.No.616/1, 2 situated at Atmakur Village, Sadashivapet Mandal of Medak District and passed Award bearing No.C4/4475/1993, dated: 24.06.1994 by fixing Market Value of dry lands Rs.9,500/- per acre. Not satisfied by the rate given by the LAO the Awardees has filed petitions u/s 18 of the L.A. Act, and the Sr.Civil Judge, Sanga Reddy in O.P.No.85/96, dated: 04.08.2004 enhanced the market value from Rs.9,500/ to Rs.24,000/- with all statutory benefits such as 30% solatium on enhanced market value U/sec.23(2) of the Act and also for the interest @ 9% per annum for the first year and 15% per annum after the expiry of one year on the amount of entire compensation as per section 34 of the Act, excluding the 12% additional amount and damages of Rs.25,000/- each as claimed by them.

3. Aggrieved by the orders of the Lower Court, the LAO filed appeal before the Hon'ble High Court of A.P., Hyderabad and the Hon'ble High Court in A.S.No.4474/2004 & 44/2007 in O.P.No.85/96, dated: 12.07.2011 while dismissing the LAAS.No.44 of 2007 filed by the Government and partly allowing the A.S.No.4474/2004 filed by the first claimant, enhanced the market value of the acquired land from Rs.24,000/- to Rs.38,400/- per acre with all the statutory benefits from the date of notification issued under Section 4(1) of the land acquisition Act, 1894. The claimants 2 & 3 are not necessary parties A.S.No.4474/2004. Hence the Market value to be paid to the Claimants (1) in E.P.No.10/2012 in O.P.No.85/1996 is Rs.38,400/- and to the Claimants (2) and (3) in E.P.No.16/2012 in O.P.No.85/1996 the Market value to be paid is Rs.24,000/- accordingly calculations are done.

4. The Government Pleader for Appeals, Hon'ble High Court of A.P., Hyderabad through his letter No.LAAS.No.44/2007/MMR/2011, dated: 28.12.2011 opined that there are no grounds to file further appeal.

5. Accordingly, the District Collector, Medak in his letter No.LA1/4601/2005, dated: 11.05.2015 has submitted the proposals to the Director, Scheduled Castes Development Department, Hyderabad for sanction of decretal charges as per the Hon'ble Court orders for an amount of Rs.12,21,322/- in A.S.No.4474/2004 and A.S.Nos 44/2007 in O.P.No.85/1996.

[P.T.O.]

6. The Chief Commissioner of Land Administration, Telangana State has verified and scrutiny the calculation made by the District Collector, Medak and sent a comparative calculation sheet along with interest up to 30.06.2015 and arrived at Rs.12,21,322/- (Rupees Twelve Lakhs Twenty One Thousand Three Hundred and Twenty Two only) to release the decretal charges as per the Hon'ble Court orders.

7. Government, after careful examination of the above proposal, hereby permit the Director, SC Development Department, Telangana State, Hyderabad for release of an amount of Rs.12,21, 322/- (Rupees Twelve Lakhs Twenty One Thousand Three Hundred and Twenty Two only) to the District Collector, Medak towards payment of decretal charges in O.P.No.85/1996 in A.S.No.4474/2004 and A.S.Nos 44/2007 for the land acquired for providing house sites to the weaker sections to an extent of Ac.4-20 Gts. in Sy.No.134 and Ac.6-00 gts in Sy.No.616/1, 2 situated at Atmakur Village, Sadashivapet Mandal of Medak District.

8. The expenditure sanctioned in para (7) above shall be met within the B.E-2015-16 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283-Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

9. The Director of SC Development Department, Telangana State Hyderabad is directed to issue necessary Proceedings to the District Collector, Medak to comply with the Court orders in A.S.Nos 4474/2004 & 44/2007 in O.P.No.85/1996.

10. The District Collector, Medak shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

11. This order issues with the concurrence of Finance (EBS.III) Department, vide their U.O.No.9135/371/A1/EBS.III/2015, dated: 03.8.2015.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

BENHUR MAHESH DUTT EKKA
SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration,
Telangana State, Hyderabad
The Director of Scheduled Castes Development Department, Hyderabad,
The District Collector, Medak.

Copy to:

The Director of Treasury & Accounts, Telangana State, Hyderabad,
The Accountant General, Telangana State, Hyderabad,
The District Treasury Officer, Medak District.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER